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12 UNITED STATES OF AMERICA

13 UNITED STATES DISTRICT COURT

14 FOR THE CENTRAL DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 JERRY NEHL BOYLAN,

19 Defendant.
20
21

No. CR 22-482-GW

[PROPOSED] ORDER CONTINUING TRIAL
DATE AND FINDINGS REGARDING
EXCLUDABLE TIME PERIODS PURSUANT
TO SPEEDY TRIAL ACT

[PROPOSED] TRIAL DATE: 7-5-2023

**[PROPOSED] PRETRIAL STATUS
CONFERENCE: 6-22-2023**

22 The Court has read and considered the Stipulation Regarding
23 Request for (1) Continuance of Trial Date and (2) Findings of
24 Excludable Time Periods Pursuant to Speedy Trial Act, filed by the
25 parties in this matter on December 12, 2022. The Court hereby finds
26 that the Stipulation, which this Court incorporates by reference into
27 this Order, demonstrates facts that support a continuance of the
28

1 trial date in this matter, and provides good cause for a finding of
2 excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161.

3 The Court further finds that: (i) the ends of justice served by
4 the continuance outweigh the best interest of the public and
5 defendant in a speedy trial; (ii) failure to grant the continuance
6 would be likely to make a continuation of the proceeding impossible,
7 or result in a miscarriage of justice; and (iii) failure to grant the
8 continuance would unreasonably deny defendant continuity of counsel
9 and would deny defense counsel the reasonable time necessary for
10 effective preparation, taking into account the exercise of due
11 diligence.

12 THEREFORE, FOR GOOD CAUSE SHOWN:

13 1. The trial in this matter is continued from December 20,
14 2022 to July 5, 2023. The pretrial status conference hearing is set
15 for June 22, 2023. The briefing schedule for all motions, other than
16 motions in limine, shall be:

- 17 a. Motions: May 4, 2023.
18 b. Oppositions: May 18, 2023.
19 c. Replies: May 25, 2023.
20 d. Motions hearing: June 1, 2023.

21 2. The time period of December 20, 2022 to July 5, 2023,
22 inclusive, is excluded in computing the time within which the trial
23 must commence, pursuant to 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(i),
24 and (B)(iv).

25 3. Defendant shall appear in Courtroom 9D of the Federal
26 Courthouse, 350 W. 1st Street, Los Angeles, California on July 5,
27 2023, at 9:00 a.m.

1 4. Nothing in this Order shall preclude a finding that other
2 provisions of the Speedy Trial Act dictate that additional time
3 periods are excluded from the period within which trial must
4 commence. Moreover, the same provisions and/or other provisions of
5 the Speedy Trial Act may in the future authorize the exclusion of
6 additional time periods from the period within which trial must
7 commence.

8 IT IS SO ORDERED.

9
10 _____
11 DATE

HONORABLE GEORGE H. WU
UNITED STATES DISTRICT JUDGE

12
13
14 Presented by:

15 _____
16 /s/
MATTHEW O'BRIEN
Assistant United States Attorney